

AIMPORT.001A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jacob Vromen  
App. No. : 09/518,554  
Filed : March 3, 2000  
For : MICRONIZED VITAMIN C  
FORMULATION  
Examiner : Unknown



ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and

App. No. : 09/518,585  
Filed : March 3, 2000

revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Australian Importers, Ltd.

Dated: \_\_\_\_\_

6/26/00

By: \_\_\_\_\_

Scott Shapiro

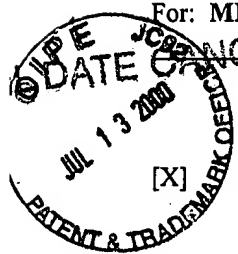
Title: President

Address: 2062 Ladera Court  
Carlsbad, California 92009

S:\DOCS\UMR\UMR-2771.DOC  
061500

Applicant or Patentee: Jacob Vron  
Application or Patent No.: 09/518,554  
Filed or Issued: March 3, 2000  
For: MICRONIZED VITAMIN C FORMULATION

Attorney's Docket No.: AIMPORT.001A  
Page 1



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL-ENTITY STATUS**

☒ [X]

I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Australian Importers, Ltd.

ADDRESS OF CONCERN: 2062 Ladera Court, Carlsbad, California 92009

I further declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. I further declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in the patent or application identified above.



The individual, concern or organization identified above has not assigned, granted, conveyed or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

If the rights held by the above-identified individual, concern or organization are not exclusive, each individual, concern or organization having rights in the invention are identified below. Each such individual, concern or organization must file separate verified statements averring to their status as small entities.

**\*NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

FULL NAME: AUSTRALIAN IMPORTERS, Ltd.

ADDRESS: 2062 Ladera Court, Carlsbad, California 92009

☐ [ ] INDIVIDUAL ☒ [X] SMALL BUSINESS CONCERN ☐ [ ] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small-entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Scott Shapiro

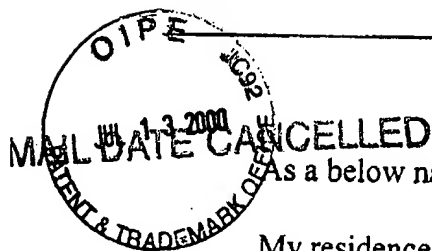
TITLE OF PERSON (if not an owner or individual):

ADDRESS OF PERSON SIGNING: 2062 Ladera Court, Carlsbad, California 92009

SIGNATURE: \_\_\_\_\_

6/26/00

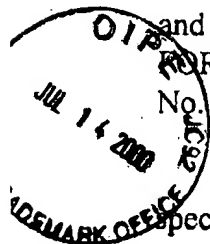
DATE: \_\_\_\_\_

**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **MICRONIZED VITAMIN C FORMULATION**; the specification of which was filed on **March 3, 2000** as Application Serial No. **09/518,554**.



I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

-----  
Full name of sole inventor: **Jacob Vromen**

Inventor's signature 

Date 19<sup>th</sup> June 2000

Residence: **35 Hale Street, Botany, NSW 2019 Australia**

Citizenship: **Netherlands**

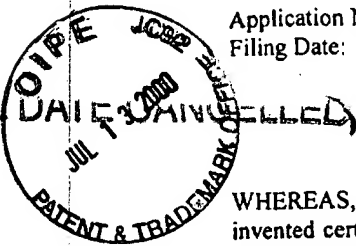
Post Office Address: **P.O. BOX 165, Botany NSW 2019 Australia**

-----  
Send Correspondence To:  
**KNOBBE, MARTENS, OLSON & BEAR, LLP**  
Customer No. **20,995**

Application No.: 09/518,554  
Filing Date: March 3, 2000

COPY

PATENT  
Client Code: AIMPORT.001A  
Page 1



ASSIGNMENT

WHEREAS, I, Jacob Vromen, a citizen of the Netherlands, residing at 35 Hale Street, Botany, NSW 2019 Australia, have invented certain new and useful improvements in a MICRONIZED VITAMIN C FORMULATION for which I have filed an application for Letters Patent in the United States, Application Number 09/518,554, filed March 3, 2000;

AND WHEREAS, Australian Importers, Ltd. (hereinafter "ASSIGNEE"), a ~~California~~ <sup>DELAWARE</sup> Corporation, with its principal place of business at 2062 Ladera Court, Carlsbad, California 92009, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 19<sup>th</sup> day of June, 2000

  
\_\_\_\_\_  
Jacob Vromen

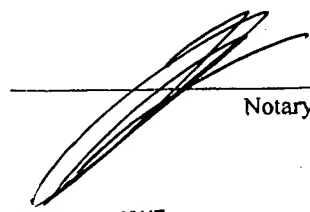
STATE OF NEW SOUTH WALES }  
AUSTRALIA } ss.  
COUNTY OF CUMBERLAND }

On 19-1-2000, before me, JACOB VROMEN, personally appeared Jacob Vromen personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

S:\DOCS\UMRUMR-2773.DOC  
061500

  
\_\_\_\_\_  
Notary Signature

JOSEPH VIZZONE  
SOLICITOR AND PUBLIC NOTARY  
VIZZONE RUGGERO & ASSOCS.  
1129 BOTANY ROAD,  
MASCOT NSW AUSTRALIA  
TEL: 9667 1271